

Minutes
Town of Oshkosh

Town Board Meeting – AUGUST 23, 2010 - 7:00 p.m. – Town Hall

PRESENT: Chairman Gerald Frey, Supervisor Carol Kaufmann, Supervisor Jim Erdman, Treasurer Maribeth Gabert, Clerk Jeannette Merten and audience of 10.

Chairman Frey called meeting to order at 7:00 p.m.

MOTION BY ERDMAN, KAUFMANN SECONDED, TO APPROVE MINUTES DATED AUGUST 9, 2010 AS PRESENTED. MOTION CARRIED.

MOTION BY KAUFMANN, ERDMAN SECONDED, TO DELAY THE APPROVING OF THE MINUTES DATED JULY 20, 23, 26, & 27, 2010 BOARD OF REVIEW HEARINGS TO THE SEPTEMBER 13, 2010 TOWN BOARD MEETING. MOTION CARRIED.

Public Participation:

Andy Nelson, with Fireworks City, presented a check in the amount of \$4037.00, including an extra \$3 for fireworks permits sold this past summer. The permits sold this year almost equaled last year's number of permits. Because they put a lot of extra effort into establishing a permanent store; and by applying for a permit for a sign and other things, they would like to see that temporary stands do not get issued a fireworks permit in the area who are not invested permanently, not paying taxes and not making a year round investment selling fireworks. Therefore, they would like to have an exclusion added to their fireworks permit that no other temporary stands be issued a permit within a radius. They are looking into acquiring more property and are in negotiation with Monroe's presently. The topic will be put on the next meeting agenda for a decision to the request.

Planning and Zoning:

Building Inspector report.

Dave Frank, Town Building Inspector, had nothing new to report.

Richard Ehlke Variance Request.

Kay and Dick Ehlke were present. Property is located at 5049 Island View Drive, parcel #018-0544-08.

Applicant is requesting variances to section 17.04(3)(b)(1) and (4) to be allowed to build a new single family dwelling having a substandard street and shore yard setbacks.

MOTION MADE BY KAUFMANN, FREY SECONDED, TO DENY THE RICHARD EHLKE VARIANCE REQUEST. ROLL CALL. KAUFMANN, YES; FREY, YES; ERDMAN, ABSTAINED. MOTION CARRIED.

Galow Family Variance Request.

Property is located at 5150 Chesapeake Ct., parcel #018-0545-01-02.

Applicant is requesting variances to section 17.04(3)(b)(4) "yards", zoning ordinance, to be allowed to place stairs, retaining walls, landscaping blocks, parking pad and patio within the 75' shore yard setback area.

MOTION MADE BY ERDMAN, FREY SECONDED, TO APPROVE THE GALOW FAMILY VARIANCE REQUEST. ROLL CALL. ERDMAN, YES; KAUFMANN, NO; FREY, YES. MOTION CARRIED.

Unfinished Business:

Appointment a representative for the Farmland Preservation Zoning Program.

MOTION MADE BY FREY, KAUFMANN SECONDED, TO APPROVE SUPERVISOR JIM ERDMAN TO REPRESENT THE TOWN OF OSHKOSH FOR THE FARMLAND PRESERVATION ZONING PROGRAM. ROLL CALL. KAUFMANN, YES; FREY, YES; ERDMAN, YES. MOTION CARRIED.

New Business:

Grundy/Michels Materials Oshkosh Quarry Conditional Use Permit Agreement.

Bob Bingen with Michels Corp. and the board discussed the revised conditional use permit agreement presented to the board drafted by town attorney John St. Peter.

MOTION MADE BY KAUFMANN, ERDMAN SECONDED, TO APPROVE THE GRUNDY/MICHELS MATERIALS OSHKOSH QUARRY CONDITIONAL USE PERMIT AGREEMENT. ROLL CALL. FREY, YES; ERDMAN, YES; KAUFMANN, YES. MOTION CARRIED.

Winnebago County Road Maintenance Agreement.

MOTION MADE BY ERDMAN, KAUFMANN SECONDED, TO APPROVE THE ROAD MAINTENANCE AGREEMENT WITH WINNEBAGO COUNTY. ROLL CALL. ERDMAN, YES; KAUFMANN, YES; FREY, YES. MOTION CARRIED.

Forthcoming Events of public interest:

Chairman Frey went through a list of items he has been handling since the last meeting.

Supervisor Erdman reported on meetings he recently attended and plan to attend.

Correspondence:

1. NR40 Training Sessions.
2. Charter; Quarterly Franchise Payment.
3. Time Warner; Quarterly Franchise Payment.
4. AT&T; Quarterly Franchise Payment.
5. Dept. of Revenue; Equalization Report.
6. Dept of Administration; Preliminary Estimate of Population.
7. Winnebago Co; Farmland Preservation Plan Presentation Notice.
8. Winnebago Co; Variance request granted to 3026 Jackson LLC.
9. City of Oshkosh; Withdrawal of the Jackson Heights II Annexation.
10. Winnebago Co; Address Assignment; 4920 Sherman Rd.

Correspondence provided to board at meeting:

1. Winnebago County Quarterly Health Department Activity Report.

**MOTION TO PAY BILLS AS PRESENTED BY FREY, KAUFMANN
SECONDED. MOTION CARRIED.**

**MOTION MADE BY FREY, KAUFMANN SECONDED, TO ADJOURN.
MOTION CARRIED.**

Meeting adjourned at 9:20 p.m.

X

Jeannette Merten
Town of Oshkosh Clerk